

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

STATE OF OREGON,)	
)	
Plaintiff,)	Civil No. 05-1443-PK (LEAD)
)	
v.)	<u>AMENDED ORDER</u>
)	
LEGAL SERVICES CORPORATION,)	
)	
Defendant.)	
_____)	
LEGAL AID SERVICES OF OREGON,)	
an Oregon non-profit corporation; AARON)	Civil No. 05-1444-PK
GUEVARA; JANICE MORGAN; SHARON)	
LEE SCHWARTZ; DONNA SATHER;)	
OREGON LAW CENTER, an Oregon non-profit)	
corporation; DAVID HENRETTY; DIANE)	
SCHWARTZ SYKES; COMMUNITY)	<u>AMENDED ORDER</u>
ALLIANCE OF TENANTS; CAMPAIGN FOR)	
EQUAL JUSTICE, an Oregon non-profit)	
corporation,)	
)	
Plaintiffs,)	
)	
v.)	
)	
LEGAL SERVICES CORPORATION,)	
)	
Defendants.)	

JONES, Judge:

Magistrate Judge Papak filed Findings and Recommendation on July 10, 2006, in the above entitled consolidated cases (# 51). The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When either party objects to any portion of a magistrate judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate judge's report. See 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Plaintiffs, Defendant, and Intervenor have timely filed objections (## 54, 55, 56, and 57). I have, therefore, given de novo review of Magistrate Judge Papak's rulings.

I find no error. Accordingly, I ADOPT Magistrate Judge Papak's Findings and Recommendation (#51) dated July 10, 2006, in its entirety. Defendant's and Intervenor's motions to dismiss the claims of plaintiff State of Oregon (## 22, 33) are granted. Defendant's and Intervenor's motions to dismiss the claims of plaintiffs Legal Aid Services of Oregon, et al. (##21, 34), are denied with respect to plaintiffs' as-applied First Amendment claim against the program integrity regulation and granted with respect to all other as-applied and facial claims. Requests for oral argument are denied.

IT IS SO ORDERED.

DATED this 4th day of December, 2006.

/s/ Robert E. Jones

ROBERT E. JONES

United States District Judge